

See Note at End of Partial Decree and
Attachment 4 to the Final Unified
Decree

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
OF IDAHO IN AND FOR THE COURNTY OF TWIN FALLS

STATE 13 2014
AUG 13 2014

In re SRBA
Case No. 39576

PARTIAL DECREE FOR
Water Right 01-10248

By _____ Clerk
Deputy Clerk

1. Name and address of owner: UNITED STATES OF AMERICA, for the benefit of the non-Indian owned lands within the Fort Hall Irrigation Project and for the Bureau of Indian Affairs, acting through the DIRECTOR, PORTLAND AREA OFFICE Bureau of Indian Affairs 911 N.E. 11th Avenue Portland OR 97232
2. Source of Water: Snake River
3. Annual Diversion Volume: 60,000 acre-feet per year (AFY)
4. Diversion Rate: 260 CFS
5. Annual Volume of Consumptive Use: 33,222 AFY
6. Priority Date: December 14, 1891
7. Points of Diversion: SESWNE Sec 31 Twp 1N Rge 37E BM (Snake River into Reservation Canal)
Points of Injection: NESWSE Sec 24 Twp 2S Rge 36E BM (Reservation Canal into Blackfoot River)
Points of Rediversion: NENENE Sec 13 Twp 3S Rge 35E BM (Blackfoot River into Fort Hall Main Canal)
NWNENW Sec 14 Twp 3S Rge 35E BM (Blackfoot River into North Canal)
8. Purposes and Periods of Use: Irrigation 3/15 to 11/15
9. Place of Use: 13,630.13 acres within the Fort Hall Irrigation Project. This right combined with water right nos. 27-11560, 27-11561

and 25-13615 may be used to irrigate not more than 12,667.2 acres within the 13,630.13 Project acres.

10. Basis of Right: Rexburg Decree for Snake River

11. Matters Necessary for Definition, Clarification, or Administration of the Right:

- a. This right is used in combination with water right no. 27-11560. The combined diversion rate of this right and water right no. 27-11560 shall not exceed 260 CFS and the combined diversion volume shall not exceed 60,000 AFY.
- b. To the extent a non- Indian water user is adjudicated a non-Project water right for Project lands, the amount of that non-Project water right will be deducted from the Project water rights at a diversion rate that is not more than the duty of water per acre for lands within the Fort Hall Irrigation Project.
- c. As the United States and owners of lands within the ceded area relinquish their rights to use water under this right on the Project lands the cap on the annual diversion rate and volume of water right no. 01-10223 shall be increased by a like amount until the ultimate diversion rate of 470 c.f.s. and ultimate diversion volume of 115,000 AFY for right no. 01-10223 are reached.
- d. This water right and water right nos. 27-11560, 27-11561 and 25-13615 are to be used on Project lands. The total annual volume of consumptive use from these rights shall not exceed 33,222 AFY.

IT IS SO ORDERED

DATED this 13th day of August, 2014



Presiding Judge
Snake River Basin Adjudication

This partial decree was entered pursuant to the Revised Partial Final Consent Decree Determining the Rights of the Shoshone-Bannock Tribes to the Use of Water in the Upper Snake River Basin dated August 13, 2014, contained in Attachment 4 to the Final Unified Decree, and is subject to the terms and conditions set forth therein.